THE EFFECTIVE DATE OF THIS ORDINANCE IS OCTOBER 14, 2003

ORDINANCE NO. 03-15-338

Re: An Ordinance to Revise the Fees Currently Collected by Various County Departments for Processing of Permits and License Applications and the Review of Plats and Plans

RECITALS

Pursuant to the authority contained in, *inter alia*, the Annotated Code of Maryland, Article 25; Article 24, § 5-101; Criminal Law Article, § 13-1302, *et seq.*; and §§ 1-15.2-8, 1-10-17, 1-16-46, 1-19-28, and 1-2-101, *et seq.* of the Frederick County Code; and sitting as a Board of Health, pursuant to the provisions of Annotated Code of Maryland, Health-General Article, § 3-202(c); the Board of County Commissioners is seeking to revise the fees collected for the processing by County staff of various permit and license applications, and the review of plats, site plans, and improvement plans relating to the subdivision and development of land, to bring those fees in line with the cost of providing those services, in order to provide funding for the newly created Permitting and Development Review Division.

Fees for the review of subdivision plans and improvement plans were revised in 2001 by Ordinance No. 01-18-292, in 1992 by Ordinance No. 92-09-044, and in 1994 by Ordinance No. 93-31-095. Certain fees for the processing and review of building permits, electrical permits, and plumbing permits were revised in 2001 by Ordinance No. 01-18-292, in 1991 by Resolution Nos. 91-09, 91-10, and 91-11, and in 1995 by Resolution No. 95-10. Updates to the electrical code regarding fees for licenses were made in 2001 by Ordinance No. 01-18-292, in 1991 by Resolution Nos. 91-10 and 91-11, and in 1994 by Ordinance No. 94-23-118. Health Department fees were addressed in 1991 by Ordinance No. 91-07-007, and revised in 1999 by Ordinance No. 98-24-226. Fees for Fire Prevention Code inspections and plan review were revised in 1994, by

Resolution No. 94-10, and in 2002 by Resolution No. 01-27. Fees relating to the processing of gaming permits were addressed in 1992 by Ordinance No. 92-21-056 and in 1993 by Ordinance No. 93-02-066.

During deliberations relating to the creation of the Permitting and Development Review Division, the Budget Office was directed by the Board of County Commissioners to update the prior fees from the 75% recovery sought in 2001 to establish a full 100% cost recovery for the Division based on the 2001 fee study and the FY 2004 budget. As a result of that review, the Budget Office, in conjunction with the various other County agencies, analyzed the costs and expenses to derive the fee structures set forth here as Exhibit A, Exhibit B, and Exhibit C.

The Board of County Commissioners held a duly advertised public hearing on September 25, 2003, during which the public was given the opportunity to comment on the proposed fee changes. The advertisements for the public hearing were published in the *Frederick News Post* on September 6, 2003, and September 13, 2003.

NOW THEREFORE, BE IT ENACTED AND ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY, MARLAND, that the schedules attached hereto as Exhibits A, B, and C reflecting the fees for various services provided by various County departments are hereby adopted, including revisions to Sections 1-2-105, 1-2-106, 1-2-107, 1-2-108, and 1-2-110 of the Frederick County Code; and

BE IT FURTHER ENACTED that this Ordinance will become effective on October 14, 2003, after a fair summary is published in the *Frederick News Post* on October 11, 2003, and a copy is filed with the Clerk of the Frederick County Circuit Court prior to October 11, 2003.

The undersigned hereby certifies that the aforegoing Ordinance was approved and adopted on the 7th day of October, 2003.

ATTEST

Douglas D. Browning, County Manager WK 10/7/03

Ву: John L. Thompson, Ir., President

BOARD OF COUNTY COMMISSIONERS

OF FREDERICK COUNTY, MARYLAND

PROPOSED FY 2004 FEES PERMITTING AND DEVELOPMENT REVIEW

Fee Description

Tee Description	160
PERMITS and INSPECTIONS FEES	
Building Permit Fees - Structural	
New Residential (1 & 2 family) per sq. ft. (finished)	\$0.17
Apartments (all floors), per sq. ft.	\$0.17
Commercial & Industrial (all floors), per sq. ft.	\$0.17
Conversion of existing buildings into apartments or	\$0.17
other Commercial uses, per sq. ft.	
Residential garages, carports, basements (unfinished),	\$0.08
porches, decks, breezeways, swimming pools,	
accessory buildings, per sq. ft.	
Residential alterations, conversions, interior and	\$0.10
exterior remodeling where floor are not changed or	
increased, per sq. ft.	
Mobile Homes, each	\$80.00
Minimum Fee, all building permits, each	\$40.00
Reinspection fees (when applicant calls and inspector	\$40.00
finds work not ready, permit not posted or unable to	
gain entry	
Working without permit penalty	\$100.00 (plus regular permit fee)
Amendment of Permit Fee	\$50.00
Electrical Permit Fees - Other Than Residential	
Rough Wiring	
All switches, lighting and receptacles to be counted as outlets	
1 to 50 outlets	\$65.00
For each additional outlets or fraction thereof	\$14.00
<u>Fixtures</u>	
1 to 50	\$65.00
For each additional 25 or fraction thereof	\$13.00
* Completed installations, where wiring and fixtures are	
installed and can be inspected on one visit, apply	

Fee

rough Wiring Schedule for each sign

Electric discharge lighting systems

rough wiring schedule based on total number of outlets.	
Otherwise, apply the fee for each of the above classifications.	
Heating, cooking equipment and similar appliances	
Outlet for single unit of 30 K.W. or less	\$33.00
Each additional unit or outlet of 30 K.W. or less	\$2.50
Cable heat, first unit	\$33.00
For each additional cable unit	\$2.50
Central Heating and Air Conditioning Units,	
Electrical Furnaces, and Welders	
Apply Motor Schedule	
Motors-Generators-Transformers	
Single unit or group not exceeding 5 motors, whose	\$25.00
total capacity does not exceed 1 H.P., K.W., or K.V.A	
1H.P. to 30 H.P., K.W., or K.V.A. each	\$25.00
Over 30 H.P. to 75 H.P., or K.V.A. each	\$28.00
Over 75 H.P., K.W., or K.V.A, each	\$30.00
*Note - Where above motor fees exceed \$100.00 and	
inspection can be completed in a reasonable time, fee	
will be 50% of the fee rate.	
Service-Meter equipment and feeders	
Amps	
Not over 100	\$33.00
Over 100 to 225	\$38.00
Over 225 to 400	\$63.00
Over 400 to 1000	\$114.00
Over 1000	\$192.00
On replacement of services exceeding 5 meters,	\$1.70
\$1.00 for each additional meter.	
Primary Transformers	
Vaults-Enclosures-Substations	
KVA	
Not Over 200	\$90.00
Over 200 to 500	\$127.00
Over 500	\$192.00
Electric Signs-Incandescent	
Divide the total number of sockets for "4" applying	

Charge to based on each sign	\$50.00
Onlings to bused on each sign	ф 30.00
Low Voltage: Fire Protection, security, alarms	
communication and data lines	
For the first 15 devices	\$103.00
For each additional 5 devices	\$5.00
Pneumatic Circuits:	
For the first 2 circuits	\$103.00
For each additional circuit	\$5.00
Certification of Protective Signaling System	\$127.00
Electrical Permit Fees - Residential	
Flat Rate Schedule	
Single-family dwelling unit - Not over 100 Amp. Service	\$95.00
Single-family dwelling unit - Not over 200 Amp. Service	\$123.00
1 or 2 family dwelling units over 200 Amps.	\$160.00
Modular Dwellings - not over 200 Amps	\$71.00
Modular Dwellings - 200 to 400 Amps	\$110.00
Add: If service is over 400 Amp, apply additional	
service fee listed under "other than residential" fee schedule	
Single Family Dwelling w/low voltage	reg flat rate + \$47.00
Minor alterations and additions	
l outlet but not exceeding 6 outlets (ONE TIME VISIT ONLY)	\$50.00
7 outlets but not exceeding 40 outlets (Including service)	\$103.00
40 Outlets and over	\$123.00
Mobile Homes	
Service Only (Including Feeder or Receptacle)	\$50.00
Service installation-Appliances	
When not included in inspection with other equipment:	
Pole Construction Service Only	\$50.00
Not over 100 Amp, including 1 to 6 outlets	\$50.00
Over 100 Amps to 225 Amps, including 1 to 6 outlets	\$50.00
Not over 400 Amp- including 1 to 6 outlets	\$88.00
Swimming Pools, Hot Tubs, Spas	
Bonding	\$33.00
Motor Only	\$25.00
Motor and lights and receptacles	\$58.00
Bonding, Motor, and Light	\$91.00
bonding, Motor, and Eight	Ψ31:00

Minimum fee for all electrical permits - Residential	\$50.00
Minimum fee for all electrical permits - Commercial	\$130.00
Reinspection fees (when applicant calls and inspector finds	\$50.00
work not ready, permit not posted or unable to gain entry)	
Plumbing Permit Fees	
Minimum fee for plumbing permit	\$36.00
First fixture or plumbing appliance-residential	\$28.00
All additional fixtures or appliances, each	\$10.00
First fixture or plumbing appliance-commercial	\$46.00
All additional fixtures or appliances, each	\$10.00
Building sewer service (public connection)	\$111.00
Building water service (public or private connection)	\$111.00
Building water and sewer services at the same time	\$111.00
Water heating equipment installation, per heating unit	\$36.00
Water-cooled-air-conditioning, refrigeration, machinery, and	\$36.00
compressor installation	
Transfer or renewal of a plumbing permit	\$18.00
Swimming pools	\$36.00
Gas appliances-residential-total fee	\$55.00
Gas appliances-commercial-total fee	\$93.00
Re-inspection	\$36.00
License Fees - Electrical and Plumbing	
License for Master Electrician, Residential, or Limited License	\$205.00
Renewal-every two years	\$179.00
Late Renewal Fee	\$127.00
Letter of Reciprocity	\$38.00
Electrical Exam	\$25.00
Master Plumber-new	\$147.00
Renewal-every two years	\$129.00
Journeyman Plumber-every two years	\$36.00
Septic System Installers-every two years	\$111.00
Appliance Installers-every two years	\$73.00
PLANNING and ZONING FEES	
Board of Appeals	**
Variance	\$550.00
Special Exception	\$825.00
Claim of Administrative Error	\$330.00
Text Amendments	
Zoning	\$2,177.00

Fee	Des	crip	tion

Fee

Subdivision	\$2,355.00
APFO	\$2,355.00
Water & Sewer Plan Amendments	
Map	\$2,177.00 + \$10/acre
Text	\$2,177.00
Plat Review Fee	
Preliminary	\$1,725 + \$5/Acre + \$20/Lo
Combined Preliminary/Final	\$510 + \$30/Lo
Finals	\$589 + \$20/Lo
Miscellaneous (e.g. addition, public taking, etc)	\$393.00
Extension Requests	\$667.00
Miscellaneous Requests	
Modifications	\$667.00
Sketch/Concept	\$785.00
Residential Cluster	\$981.00
Agricultural Cluster	\$589.00
Site Plans	
New Residential	\$1,177 + \$10/Dwelling Uni
New Commercial/Industrial	\$1,173 + \$75/Acre
Reapproval	\$471.00
PUD/MXD Plans	
Phase I	\$2177.00 + \$20/acre
Phase II	\$1,570 + \$20/acre
Rezonings	
Individual piecemeal requests	\$2,177.00 + \$20/acre
County Zoning Certificate Fee	
County Zoning Fee 1	\$47.00
County Zoning Fee 2	\$79.00
County Zoning Fee 3	\$196.00
OFFICE of DEVELOPMENT REVIEW FEES Site Improvement Plans	
Sliding Scale Based on Cost Estimates	
Up to \$10,000	\$358.00
\$10,000 to \$25,000	\$332 + 1.65% over \$10,000
\$25,000 to \$50,000	\$752 + 1.50% over \$25,000
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\$50,000 to \$100,000	\$1,347 + 1.25% over \$50,000

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Exhibit A

Over \$250,000	\$5,087 + 1.00% over \$250,000
Subdivision Improvement Plans	
Up to \$10,000	\$358.00
\$10,000 to \$25,000	\$332 + 1.65% over \$10,000
\$25,000 to \$50,000	\$752 + 1.50% over \$25,000
\$50,000 to \$100,000	\$1,347 + 1.25% over \$50,000
\$100,000 to \$250,000	\$2,343 + 1.15% over \$100,000
Over \$250,000	\$5,087 + 1.00% over \$250,000
Preliminary Plans	\$317/Plat
Preliminary Final/Plats	\$239/Plat
Final Plats	\$118/Plat
Miscellaneous Plans	\$80/Plan
Extension Requests	\$118/Plat
Modification/Waiver Requests	\$159/Plat
Site Plan Review	\$239/Plat
Minor Grading (MN)	\$54.00
Major Grading (MJ)	\$239.00
Mass Grading (MG)	\$239.00
Mass Conveyance (MC)	\$239.00
Add Soil Conservation Fees to the above:	
MN, MJ, MG, MC: 0-5 acres	\$88.00
5-10 acres	\$135.00
10-20 acres	\$183.00
20 + acres	\$231.00
Forest Resource Ordinance (FRO)	
Minimum Fee Plus	\$159.00
1% up to \$30,000 Plus	
.5% over \$30,000	
OFFICE of CONSTRUCTION MANAGEMENT FEES	
Developer Funded Public Improvements	3% of an Approved Cost Estimate
Driveway Entrance Apron Permit	\$64.00
Inspection of house connection to public water or sewer	\$95.00
House Connection Re-Inspection	\$72.00
Inspections of Water and Sewer Public Improvement prior to U&O	\$64.00
U&O Re-inspections	\$48.00
Storm Water Management	\$95.00

Gaming Fees

Sec. 1-2-105. Bingo.

(d) The annual permit issuance fee for bingo games in Frederick County shall be [thirty] FIFTY dollars (\$[30.00] 50.00).

Sec. 1-2-106. Raffles.

(c) The permit issuance fee for raffles to be conducted in Frederick County shall be [thirty] FIFTY dollars (\$[30.00] 50.00) per calendar year. The director of permits and inspections shall waive this fee for a raffle if the applicant files and signs a written statement certifying that all money received from the raffle will be paid to or directly benefit the board of county commissioners. The applicant receiving such a fee waiver must file a report with the department of permits and inspections accounting for all money received from the raffle.

Sec. 1-2-107. Tip jars and punchboards.

- (c) The issuance fee for a tip jar and punchboard permit shall be:
 - (1) One hundred SIXTY-FIVE dollars (\$[100.00] 165.00) for a one-year permit if the tip jar or punchboard will be operated solely by the organization for its own behalf on its own premises or premises owned by another organization.
 - (2) According to the following schedule if section 1-2-107(c)(1) does not apply:
 - a. [Five hundred dollars (\$500.00)] SEVEN HUNDRED FIFTY DOLLARS (\$750.00) for a one-year permit.
 - b. [One hundred twenty-five dollars (\$125.00)] ONE HUNDRED SEVENTY-FIVE DOLLARS (\$175.00) for a three-month permit.
 - c. [Seventy five dollars (\$75.00)] ONE HUNDRED TEN DOLLARS (\$110.00) for a carnival permit, event not to exceed ten (10) days.
 - d. [Fifty dollars (\$50.00)] SEVENTY-FIVE DOLLARS (\$75.00) for a single-occurrence permit, event not to exceed three (3) days.

- (d) An issuance fee also shall be due on each bag sold for tip jar use and each punchboard.
 - (1) The fee shall be as follows:
 - a. [One] TWO dollarS (\$[1]2.00) per bag or punchboard if the projected profit from the tip jar or punchboard is from zero to one hundred dollars (\$100.00).
 - b. If the projected profit from the tip jar or punchboard is over one hundred dollars (\$100.00), the fee shall be [one] TWO dollars (\$[1]2.00) per bag or punchboard for each one hundred dollar (\$100.00) (or fraction thereof) of projected profit from the tip jar or punchboard.

Sec. 1-2-108. Gaming events other than bingo, raffles, tip jars, punchboards.

(c) The annual permit issuance fee for a gaming event other than a bingo game, raffle, tip jar, or punchboard shall be [thirty] FIFTY dollars (\$[30.00] 50.00).

Sec. 1-2-110. Distributor licenses.

(d) The annual license fee for a distributor shall be [one] TWO thousand dollars (\$[1,000.00] 2,000.00)

FIRE PLAN REVIEW & INSPECTION FEE SCHEDULE

(New Construction/Installation, Renovation/Modification, Etc.)

FIRE PLAN REVIEW AND INSPECTION FEE

\$0.10 per gsf

FLAMMABLE OR COMBUSTIBLE LIQUID/GAS STORAGE TANK(S):

\$150.00 Plan Review Fee per Tank

\$150.00 Inspection Fee per Tank

Exception: Tanks used to provide fuel to heat or other utility service to a building.

OUTSIDE STORAGE OF FLAMMABLE OR COMBUSTIBLE MATERIALS

(Scrap tires, tree stumps, lumber, drums of flammable or combustible materials, etc.)

\$150.00 per acre Plan Review and Inspection Fee

FIRE ALARM AND DETECTION SYSTEMS:

Plan Review

\$150.00 per story, plus \$3.00 per fire alarm initiating/indicating device

Inspection

\$150.00 per story, plus \$3.00 per fire alarm initiating/indicating device

The fees include the plan review and inspection of a complete system of wiring, controls, alarm/detection equipment, audio/visual devices and related appurtenances. Plus one final acceptance test of the installed system.

FIRE LANE ESTABLISHMENT

\$100.00 for Review and Inspection

SUPPRESSION SYSTEMS & FIRE PUMPS

NFPA 13, 13R and FOAM SYSTEMS

- A. \$2.00 per sprinkler head for Plan Review Minimum \$100.00
- B. \$2.00 per sprinkler head for Inspection Minimum \$150.00

The fees include the plan review and inspection of shop drawings, hydraulic calculations, piping, control valves, connections and other related equipment and appurtenances. Also, one hydrostatic test and one final acceptance test.

NFPA 13D SYSTEMS

- A. \$100.00 per Sprinkler System Plan Review per model per development
- B. \$150.00 per Sprinkler System Inspection

The fees include the plan review and inspection of shop drawings, hydraulic calculations, piping, control valves, connections and other related equipment and appurtenances. Also, one hydrostatic test and one final acceptance test.

NFPA 14 (Standpipe Systems)

- A. \$150.00 Plan Review Fee per Riser
- B. \$150.00 Inspection Fee per Riser

The fees include the plan review and inspection of a complete system of shop drawings, piping, control valves, connections and other related equipment and appurtenances. Also, one flush test, one hydrostatic test, and one final acceptance test of the installed system.

NFPA 20 (Fire Pumps)

- A. \$150.00 Plan Review Fee
- B. \$300.00 Inspection Fee

The fees include the plan review and inspection of a complete system of pumps and all associated valves, piping, controllers, driver and other related equipment and appurtenances. Also, one pump acceptance test per pump.

Witness of Fire Main Flush

\$150.00 Inspection Fee

Witness of Underground Fire Main Hydrostatic Test

\$225.00 Inspection Fee

Additional Hydrostatic Tests (Beyond Initial Test)

\$225.00 Inspection Fee

Deluge/Dry Pipe Test

\$150.00 Inspection Fee

Pneumatic Test of Dry Sprinkler System

\$150.00 Inspection Fee

Forward Flow Test of Backflow Preventor

\$150.00 per Test

NFPA 96 (Hood Suppression Systems)

- A. \$150.00 Plan Review Fee per System
- B. \$150.00 Inspection Fee per System

The fees include the plan review and inspection of a complete system of piping, controls and equipment and appurtenances. Also, one performance or acceptance test of the installed system.

Emergency Generator Test

\$150.00 per Generator

Other Chemical Extinguishing Systems

- A. \$150.00 Plan Review Fee per System
- B. \$150.00 Inspection Fee per System

The fees include the plan review and inspection of a complete system of piping, controls and equipment and appurtenances. Also, one performance or acceptance test of the installed system.

SMOKE CONTROL SYSTEM:

- A. \$200.00 Plan Review Fee per System
- B. \$150.00 Inspection Fee per System

The fees include the plan review and inspection of system components and one performance or acceptance test per installed system.

CIVIL PLANS

\$100.00 Plan Review

CAPACITY CERTIFICATES

\$75.00 - Original

\$10.00 - Duplicates

ADDITIONAL PLAN REVIEW FEE CHARGES

A.	1 st	Revision	No Charge
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B. 2nd Revision
 C. 3rd and Each Subsequent Revision
 25% of the Original Fee
 50% of the Original Fee

TECHNICAL SERVICES & PRELIMINARY WALK-THRUS:

\$75.00/hour or fraction thereof

REINSPECTIONS FEES -VIOLATIONS

A.	1 st Reinspection	Included in Fee
В.	2 nd Reinspection	\$250.00
C.	3 rd Reinspection	\$500.00
D.	4th and Subsequent Reinspections	\$1000.00

REINSPECTION FEES – NOT READY

A.	1 st Reinspection	\$250.00
В.	2 nd Reinspection	\$500.00
C.	3 rd Reinspection	\$1000.00

EXPEDITED PLAN REVIEW - REQUESTED BY APPLICANT¹

(in addition to Plan Review Fees)

A.	1 st Hour	\$200.00
В.	Each Additional Hour or Fraction Thereof	\$100.00

¹A request for expedited plan review or after hour inspection will be granted only if the Director, Permitting and Development Review Division, in his sole discretion, determines that sufficient County staff is available.

AFTER HOUR INSPECTIONS - REQUESTED BY APPLICANT²

(in addition to Inspection Fees)

A. 1st Hour \$200.00 B. Each Additional Hour or Fraction Thereof \$100.00

MINIMUM FEE

\$100.00 (Unless noted otherwise)

LATE PAYMENT FEE (Calculated from date of invoice)*

0-30 Days

No Charge

31+ Days

1 % of Invoice Amt. / Month

• Late Payment Fee Schedule applies to all fees invoiced except Re-inspection Fees, Expedited Plan Reviews and After Hour Inspections. These fees must be paid prior to any additional services that are provided by the Fire Marshal's Office.

INVESTIGATION FEE

Each Offense

\$250.00

FIRE PERMIT APPLICATION FEE

\$25.00

- Fire Permits are required for:
 - Installation/Modification to any Flammable/Combustible Liquid/Gas Storage Tank
 - Installation/Modification to any Outdoor Storage of Flammable or Combustible Materials
 - Installation/Modification to any Fire Alarm and Detection Systems
 - Installation/Modification to any Suppression System & Fire Pump
 - Installation/Modification to any Smoke Control System
 - Any Place of Assembly Annual
 - Any Exhibition Hall or Area used For Exhibits Per Event

²A request for expedited plan review or after hour inspection will be granted only if the Director, Permitting and Development Review Division, in his sole discretion, determines that sufficient County staff is available.

ALTERNATIVE EVALUATION PROCESS FEE

\$150.00/Request

ADDITIONAL STAFFING COMPLEMENT OF CONSULTANTS

Actual Cost incurred by County in addition to fees accessed

FREDERICK COUNTY HEALTH DEPARTMENT ENVIRONMENTAL HEALTH SERVICES PROPOSED NEW FEES/FEE INCREASES

Sand Mound Design/Inspection

Fee - \$200/system

New Septic System Permit

Fee - \$100/permit

Soil Evaluation and Percolation Test Fee

Fee - \$200/lot

Liquid Waste Hauler Permit

Fee -\$50/truck

Zoning Certificate Review & Approval

Fee - \$25/zoning certificate

Food Service Facility Permits - High & Moderate Priority

Fee - \$150/permit

Food Service Facility Permit Late Fee

Fee - \$50

Temporary Food Service Permits

Fee - \$15/permit

Open Burning Permits

Fee - \$10/permit

Water Test Fee

Fee - \$30

Plan Review Fees

Ag Cluster Plans	Fee - \$50
Ag Cluster Plans	ree - 200

Preliminary Plans Fee -
$$$75 + $20/lot$$

^{*}per lot fee only applies to lots to be served by individual septic systems